Los Angeles County Sheriff's Department

Supervisor's Report on Use of Force

Incident Information

URN: 016-18028-0263-270	Date: 12/06/16	Time: 2025 hours	
Location: [redacted] Santa Ana Street	City or Station: Cudahy		
Bureau/Station/Facility: East Los Angeles Station	Admin. Investigation: ○ YES ◉ NO		
Type of Force: Resisted Handcuffing - Fractured (right) Humerus			
Incident Category: ○1 ○2 ◉3	Deputy Injury: ○ YES ◉ NO	Suspect Injury ◉ YES ○ NO	
☒ Call	☐ Observation	☐ Detail	☐ Foot Pursuit ☐ Vehicle Pursuit
IAB Notified: ◉ YES ○ NO	Person Notified: Lt. R. Granek	Emp: [redacted]	IAB Roll Out ◉ YES ○ NO

Involved Employee

E 1

Employee #: [redacted]	Last Name: [redacted]	First Name: [redacted]	Middle I.:	Rank: DSG
Sex: ○ M ◉ F	Race: H	Height: 506	Weight: 145	Age: [redacted]
Shift: ○ EM ○ Day ◉ PM	◉ Regular Shift ○ OT Shift ○ Off Duty			
Unit of Assignment: East Los Angeles	Work Assignment (Unit #, Module, etc.): [redacted]			
Individual Force Used: Resisted Handcuffing/ Control Hold	○ Directed ○ Rescue ○ Medical Assist	Individual Category ◉1 ○2 ○3		
☐ Injured ☐ Treated ☐ Admitted	Facility:	Coroner Case #:		

E 2

Employee #: [redacted]	Last Name: Pineda	First Name: Remin	Middle I.: N	Rank: DSG
Sex: ◉ M ○ F	Race: H	Height: 506	Weight: 185	Age: [redacted]
Shift: ○ EM ○ Day ◉ PM	◉ Regular Shift ○ OT Shift ○ Off Duty			
Unit of Assignment: East Los Angeles	Work Assignment (Unit #, Module, etc.): Unit 28T			
Individual Force Used: Resisted Handcuffing/ Control Hold	○ Directed ○ Rescue ○ Medical Assist	Individual Category ○1 ○2 ◉3		
☐ Injured ☐ Treated ☐ Admitted	Facility:	Coroner Case #:		

E

Employee #:	Last Name:	First Name:	Middle I.:	Rank:
Sex: ○ M ○ F	Race:	Height:	Weight:	Age:
Shift: ○ EM ○ Day ○ PM	○ Regular Shift ○ OT Shift ○ Off Duty			
Unit of Assignment:	Work Assignment (Unit #, Module, etc.):			
Individual Force Used:	○ Directed ○ Rescue ○ Medical Assist	Individual Category ◉1 ○2 ○3		
☐ Injured ☐ Treated ☐ Admitted	Facility:	Coroner Case #:		

☐ Additional Involved Employees

On Duty Supervisor

Emp. #	Last Name	First Name	Middle I.	Rank	Present	Witness to Incident
[redacted]	Thorn	Nicholas	A.	Sgt.	YES ○ NO ◉	YES ○ NO ◉

Supervisor Completing Investigation

Emp. #	Last Name	First Name	Middle I.	Rank	Present	Witness to Incident
[redacted]	Ortega	Henry	M.	Sgt.	YES ○ NO ◉	YES ○ NO ◉

Watch Commander / Supervising Lieutenant

Emp. #	Last Name	First Name	Middle I.	Rank
[redacted]	Burse	Michael	A.	Lt.

[signature] 10/30/17

Watch Commander / Supervising Lieutenant's **Signature:** Date Copy Provided to Employee by: Emp #:

Unit Commander **(Print Name)** Unit Commander's **Signature:** Emp #: Date

DISCOVERY Use Only
FO#

☐ PPI REVIEW COMPLETED

Original: Discovery Unit
Copy: Unit Commander

Supervisor's Report on Use of Force
SUSPECT INFORMATION

016 - 18028 - 0263 - 270

Suspect Information

S 1

Last Name: Ruiz | First Name: Angelica | Middle Name: | Armed? Select: Not Armed

AKA Last Name: | First Name: | Middle Name:

Sex: ◯ Male ◉ Female | Race: H | Age: 29 | Height: 502 | Weight: 125 | D.O.B: 03/26/87 | Phone #1: ◯ H ◯ W ◉ C [redacted] | Phone #2: ◯ H ◯ W ◯ C

Street Address: [redacted] | City: [redacted] | State & Zip Code: [redacted]

Booking #: 4851164 | Primary Charge Code: 451(c) PC | Secondary Charge Code: 148(a)(1) PC | ☒ Criminal History

Treated on Scene? ◉ YES ◯ NO Name: L.A.Co. Fire Dept. | Unit: Engine 54 | Phone #: (323) 567-8580

Hospital Admission? ☐ Rec'd Treatment At: PIH Downey Health | Coroner Case #: | Mental History ☐ User's guide provides direction on this entry

By: Dr. David Solomin | Address: 11500 Brookshire Avenue, Downey Ca | Phone #: 562-904-5000

Under Influence: ◯ YES ◉ NO Substance: | 5150 a factor in force? ◯ YES ◉ NO User's guide provides direction on this entry

Suspect Interview

Date: | Time: | ☐ Audiotape: | ☐ Videotape: | ☒ Photos of Injuries: | ☐ ADMITS HEARING ANNOUNCEMENTS

Suspect Information

S__

Last Name: | First Name: | Middle Name: | Armed? Select:

AKA Last Name: | First Name: | Middle Name:

Sex: ◯ Male ◯ Female | Race: | Age: | Height: | D.O.B. | Weight: | Phone #1: ◯ H ◯ W ◯ C | Phone #2: ◯ H ◯ W ◯ C

Street Address: | City: | State & Zip Code:

Booking #: | Primary Charge Code: | Secondary Charge Code: | ☐ Criminal History

Treated on Scene? ◯ YES ◯ NO By: | Unit: | Phone #:

Hospital Admission? ☐ Rec'd Treatment At: | Coroner Case #: | Mental History ☐ User's guide provides direction on this entry

By: | Address: | Phone #:

Under Influence: ◯ YES ◯ NO Substance: | 5150 a factor in force? ◯ YES ◯ NO User's guide provides direction on this entry

Suspect Interview

Date: | Time: | ☐ Audiotape: | ☐ Videotape: | ☐ Photos of Injuries: | ☐ ADMITS HEARING ANNOUNCEMENTS

Suspect Information

S__

Last Name: | First Name: | Middle Name: | Armed? Select:

AKA Last Name: | First Name: | Middle Name:

Sex: ◯ Male ◯ Female | Race: | Age: | Height: | D.O.B. | Weight: | Phone #1: ◯ H ◯ W ◯ C | Phone #2: ◯ H ◯ W ◯ C

Street Address: | City: | State & Zip Code:

Booking #: | Primary Charge Code: | Secondary Charge Code: | ☐ Criminal History

Treated on Scene? ◯ YES ◯ NO By: | Unit: | Phone #:

Hospital Admission? ☐ Rec'd Treatment At: | Coroner Case #: | Mental History ☐ User's guide provides direction on this entry

By: | Address: | Phone #:

Under Influence: ◯ YES ◯ NO Substance: | 5150 a factor in force? ◯ YES ◯ NO User's guide provides direction on this entry

Suspect Interview

Date: | Time: | ☐ Audiotape: | ☐ Videotape: | ☐ Photos of Injuries: | ☐ ADMITS HEARING ANNOUNCEMENTS

☐ **Additional Suspects Involved**

Supervisor's Report on Use of Force
EMPLOYEE / NON-EMPLOYEE INFORMATION

0 1 6 - 1 8 0 2 8 - 0 2 6 3 - 2 7 0

Employee Witnesses

Emp. #	Last Name	First Name	Middle Name
[redacted]	Ayala	Demys	G.

Unit of Assignment:	Work Assignment (Unit #, Module, etc.):	Shift:	
East Los Angeles	Unit 26A	○ EM ○ Day ◉ PM	◉ Regular ○ OT ○ Off Duty

Emp. #	Last Name	First Name	Middle Name
[redacted]	Gonzalez	Marino	E.

Unit of Assignment:	Work Assignment (Unit #, Module, etc.):	Shift:	
East Los Angeles	26T	○ EM ○ Day ◉ PM	○ Regular ◉ OT ○ Off Duty

Emp. #	Last Name	First Name	Middle Name

Unit of Assignment:	Work Assignment (Unit #, Module, etc.):	Shift:	
		○ EM ○ Day PM	○ Regular ○ OT ○ Off Duty

Non-Employee Witnesses

Last Name	First Name	Middle Name	Age	D.O.B.
[redacted]	[redacted]		[redacted]	[redacted]

Street Address	City	Zip Code	Phone #1	Phone #2
[redacted]	[redacted]	[redacted]	[redacted]	

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

☐ **Additional Witness**

Supervisor's Report on Use of Force

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Method

(AW) Arwen
(BC) Baton: (Control)
(BI) Baton: (Impact)
(BF) Bodily Fluids
(CN) Canine
(CR) Carotid Restraint
(CH) Choke Hold
(CT) Control Holds: (Control Techniques)
(TT) Control Holds: (Team Takedown)
(TD) Control Holds: (Takedown)
(CE) Chemical
(OC) Chemical Agents (OC Spray)
(TG) Chemical Agents (Tear Gas)
(EX) Explosives
(FH) Firearm (Handgun)
(FR) Firearm (Rifle)
(FS) Firearm (Shotgun)
(FO) Firearm (Other)
(FB) Flashbang
(FL) Flashlight
(OE) Other Weapon: Edged
(OV) Other Weapon: Vehicle
(OB) Other Weapon: Blunt Object
(OO) Other Weapon: Other
(PK) Personal Weapon: Feet/Leg: (Kick)
(PS) Personal Weapon: Feet/Leg: (Sweep)
(PH) Personal Weapon (Hand/Arm)
(PP) Personal Weapon (Push)
(PO) Personal Weapon (Other)
(RS) Resistance
(RO) Restraint Device (Other)
(RH) Restraint Device (Handcuffs)
(HB) Restraint Device: Hobble (Legs Only)
(TP) Restraint Device: Hobble (TARP)
(RE) Restraint Device: REACT Belt
(SP) Sap
(SH) Shield
(IR) Less Lethal Impact Round (other)
(SB) Sting Ball
(ST) Stun Bag
(TR) Taser
(UC) Uncooperative
(HR) High Risk

Type of Injury

(AB) Abrasion
(BR) Bruise
(BU) Burn
(CP) Complaint of Pain
(CO) Concussion
(DH) Death
(DI) Dislocation
(DB) Dog Bite
(FR) Fractures
(GS) Gunshot
(HB) Human Bite
(LC) Lacerations
(ND) Nerve Damage
(OD) Organ Damage
(PA) Paralysis
(PW) Puncture Wound
(SD) Soft Tissue Damage
(ST) Sprain/Twists
(UN) Unconscious
(RM) Refused Med Treatment
(NN) NONE

Body Part Involved

(AD) Abdomen
(AK) Ankle
(AR) Arm
(BK) Back
(BT) Buttocks
(CH) Chest
(EL) Elbow
(FA) Face
(FE) Feet
(FI) Fingers
(GE) Genitals
(GR) Groin
(HD) Hands
(HE) Head
(HI) Hip
(IN) Internal
(KN) Knees
(LE) Leg
(NK) Neck
(NO) Nose
(SH) Shoulder
(WR) Wrist

FORCE USED BY		FORCE USED AGAINST		Method (Code)	Type of Injury (Code)	Body Part (Code)
Name	E# or S#	Name	E# or S#			
Ruiz	S1	[redacted]	E1	UC	NN	
[redacted]	E1	Ruiz	S1	CT	NN	AR
Ruiz	S1	[redacted]	E1	RS	NN	HD
Pineda	E2	Ruiz	S1	CT	FR	AR
[redacted]	E1	Ruiz	S1	RH	NN	HD

COUNTY OF LOS ANGELES
SHERIFF'S DEPARTMENT

INVESTIGATIVE SUMMARY

INCIDENT: **Category 3 Use of Force (Fractured humerus)**

IAB FILE NUMBER: **FO 2417524**

DIVISION / UNIT: **Central Patrol / East Los Angeles Station**

DATE / TIME: **Tuesday, December 6, 2016, 2025 hours**

LOCATION: **[redacted] Santa Ana Street, Cudahy 90201**

SUSPECT: **Angelica Ruiz, FH/29, DOB: 03/26/87, Booking #4851164**

INVOLVED PERSONNEL: **Deputy [redacted] #[redacted]**
Deputy Remin Pineda, #[redacted]

<u>SYNPOSIS</u>

On December 6, 2016, the Internal Affairs Bureau (IAB) received a Mandatory IAB Notification, regarding a category 3 use of force incident from East Los Angeles Sheriff's Station. The use of force occurred when two Los Angeles County Deputy Sheriff's used control holds and handcuffing techniques, during a resisted pat-down search, of an arson suspect, identified as Angelica Ruiz (suspect). Suspect Ruiz was subsequently arrested for Arson, 451PC, and Resisting a Peace Officer, 148(a)(1) PC. Suspect Ruiz was transported to the PIH Health Hospital, in Downey, where it was determined she sustained a fractured right humerus. Internal Affairs Bureau (IAB) Sergeants Trent Dennison, #[redacted], and Anthony Easter, #[redacted] responded to East Los Angeles Sheriff's Station and assumed charge of the use of force investigation, documented under URN 016-18028-0263-270. Refer to **[Exhibit A].**

CASE SUMMARY:

On December 6, 2016, East Los Angeles Sheriff's Station received a call for service, regarding a possible arson, at [redacted] Santa Ana Street, in the city of Cudahy. The call described transients or gang members lighting grass on fire at the location, Tag 384. Refer to Incident Details **[Exhibit B].**

Deputy [redacted] (unit [redacted] was assigned to handle the call. Deputies Remin Pineda (unit 28T), Demys Ayala (unit 26A) and Marino Gonzalez (unit 26T) were assigned to

assist. Each of the four deputies were familiar with the location, which was a vacant house, and on either side of the property were additional vacant units bearing the addresses of [redacted] (to the west) and [redacted] (to the east). The series of vacant dwellings attracted vagrants and gang members alike, and was replete with criminal activity. The four deputies knew that on November 5, 2016, a structure fire occurred at [redacted] Cudahy. Deputy Ayala wrote an arson report (SH-R-84), as to the incident, which was documented under Los Angeles County Sheriff's Department file number 016-16210-0263-270 **[Exhibit A].**

The four deputies arrived on scene at approximately 1946 hours and exited their cars. They detected the distinct odor of something burning. Deputy [redacted] and the three assisting deputies began combing the area, looking for the source of the fire. Deputy [redacted] then saw freshly burnt grass located in the front yard of [redacted] A cigarette butt, paper cup, and lighter strewed the ground by the blackened grass. Refer to the photographs under the **miscellaneous documents** section of this casebook.

While the deputies investigated, they noticed a male, later identified as [redacted] DOB [redacted] and female, later identified as Suspect Ruiz, on the north sidewalk of the street. Deputy Pineda asked Mr. [redacted], from across the street, if he would talk to him. Mr. [redacted] complied and walked toward Deputy Pineda. Deputy Pineda then asked Mr. [redacted] a series of questions pertaining to the burned grass. After a brief discussion, Deputy Pineda detained Mr. [redacted] in a patrol car, pursuant to an arson investigation.

IAB Note: The four deputies were investigating on the south of the street.

Once Mr. [redacted] was secured, Deputies [redacted] and Pineda turned their attention to Suspect Ruiz, and asked if they could speak with her. Suspect Ruiz walked toward Deputy [redacted] asking the deputy what was going on. Deputy [redacted] explained she was investigating a fire at the location, and asked Suspect Ruiz if she knew anything about it. Suspect Ruiz said she tossed a cigarette onto the grass, which caused the fire, however, she put it out. Suspect Ruiz then met Deputy [redacted] along the south curb-line in front of [redacted] Santa Ana Street.

Considering Suspect Ruiz's statement, Deputy [redacted] decided to conduct a pat-down search for weapons. The criminality of the area, the darkness and Suspect Ruiz's baggie sweater also factored into Deputy [redacted] decision for a pat-down search. Deputy [redacted] had Suspect Ruiz face the front end of a patrol car and interlace her hands behind her back. She took hold of Suspect Ruiz's hands and began to pat her down with her right hand. A couple feet back, by the sidewalk, Deputy Pineda observed.

When Deputy [redacted] began checking Suspect Ruiz's front waistband, Suspect Ruiz leaned forward and prevented a sweep of that area. Deputy [redacted] however, maintained a grip of Suspect Ruiz's hands, and asked her if she had anything illegal on

her, to which Suspect Ruiz replied, "No." Deputy [redacted] repositioned herself so that she could make a second attempt to sweep Suspect Ruiz's front waistband. Suspect Ruiz aggressively moved her body from side-to-side, flailed her arms and broke free from Deputy [redacted] grip. Deputy [redacted] grappled to maintain her hold of Suspect Ruiz's right hand, but Suspect Ruiz quickly spun around and raised her knee upward. Deputy [redacted] and Suspect Ruiz were now face-to face.

Deputy Pineda, seeing Suspect Ruiz's knee cocked up, stepped in and took hold of Suspect Ruiz's right wrist using a firm grip with his hands. Deputy Pineda used this hold to face Suspect Ruiz away from them, while Deputy [redacted] placed a hold on the suspect's left wrist. Suspect Ruiz continued to thrash from side to side as Deputy Pineda placed Suspect Ruiz's right arm behind her back. During this movement, Deputy Pineda heard what sounded like a snap, and Suspect Ruiz yelled out in pain. Deputies [redacted] and Pineda were then able to handcuff and subdue Suspect Ruiz. Deputy Pineda immediately requested paramedics and a field supervisor to the location.

> **IAB Note:** No contraband or illegal implements were found on Suspect Ruiz's person.

The Los Angeles County Fire Department, Engine 54, under the direction of Captain Fernandez, arrived and treated Suspect Ruiz for her complaint of pain. She was then transported to PIH Health Hospital, in Downey. Deputy Alan Soohoo, #[redacted] provided security. Refer to Deputy Soohoo's transcribed interview.

When Sergeant Nicholas Thorn, unit 20S, arrived, Deputies [redacted] and Pineda reported their use of force to him. Deputies [redacted] and Pineda each wrote a report detailing their use of force, which was consistent with their statements given to Sergeant Thorn.

Upon his arrival to the scene, Sergeant Thorn #[redacted] video recorded an interview with Witness [redacted] who provided a brief statement. Sergeant Thorn also video recorded the scene where the use of force occurred. Refer to the compact disc listed under **[Exhibit C]**.

INVOLVED PERSONNEL/WORK HISTORY:

[redacted]

Deputy Sheriff, Employee #[redacted]
Central Patrol Division/ELA Station - Patrol

Date of Employment: [redacted]
Date assigned to ELA:
Completed Patrol Training:
Prior Shooting Incident(s):

Prior Founded Force Incident(s): [redacted]

REMIN N. PINEDA

Deputy Sheriff, Employee #[redacted]
Central Patrol Division/ELA Station

Date of Employment: 12/12/2007
Date assigned to ELA: [redacted]
Completed Patrol Training:
Prior Shooting Incident(s):
Prior Founded Force Incident(s):

NON-EMPLOYEE WITNESS:

[redacted] MH/24 DOB: [redacted]

SUSPECT INFORMATION:

RUIZ, ANGELICA, FH/32, DOB 08/18/85, 500, 145 LBS., Booking #4851164, CII #A[redacted] MAIN #[redacted] FBI #[redacted]

A check of CCHRS/CII (Consolidated Criminal History Reporting System/Criminal Information Index) revealed that Angelica Ruiz had [redacted] prior to this arrest. For further information, refer to a copy of Suspect Ruiz's Booking/Property records and her CCHRS/CII printouts located in the **Miscellaneous Documents** section of this case book.

INJURIES:

Suspect Ruiz sustained a fracture to her right arm; "humerus shaft fracture," during the use of force. The attending physician was Doctor Daniel Solomin. Refer to the Medical Release Form attached hereto as **[Exhibit D].**

Suspect Ruiz said she was diabetic and those concerns were assessed at the Century Regional Detention Facility. Refer to Suspect Ruiz's confidential medical records under **[Exhibit E].**

PHYSICAL EVIDENCE:

A green lighter and burnt grass was collected from the scene by patrol deputies.

INVESTIGATORS' OBSERVATIONS:

IAB investigators reviewed color photographs of the scene which were consistent with Deputy [redacted] report. On October 15, 2017, IAB investigators, Sergeant Henry Ortega and Sergeant John Gutierrez walked the scene, which remains vacant to date.

WEAPONS USED BY DEPUTY PERSONNEL:

Deputy Pineda used control holds and resisted handcuffing techniques during the incident, which specifically included his right and left hands to control Suspect Ruiz's right arm. He used the same control hold when he maneuvered Suspect Ruiz to face away from him, and when he placed Suspect Ruiz's right arm in the small of her back for handcuffing.

Deputy [redacted] used both of her hands in a control hold of Suspect Ruiz's left wrist. Deputy [redacted] used a resisted handcuffing techniques to handcuff Suspect Ruiz.

WEAPONS USED BY THE SUSPECT:

None; resistance only.

PROPERTY DAMAGE:

None.

CRIMINAL INVESTIGATION CHARGES:

Investigator's Name:	ELA Station Detective Marcelo Ortega, #[redacted]
Court:	Metropolitan Court
Charges Filed:	452(d) PC, 148(a)(1) PC, and 602(m) PC
DA Case Number:	6MZ01376

On December 8, 2017, Detective Ortega from East Los Angeles Sheriff's Station submitted the complaint and the above misdemeanor charges were filed by the District Attorney's Office, Deputy District Attorney D. Moe. For further information, refer to Detective Ortega's supplemental report, and the criminal complaint filing located in this casebook and referred to as **[Exhibit A].**

On December 30, 2016, Suspect Ruiz entered a plea and was convicted of Misdemeanor Arson, 452(d) PC. Suspect Ruiz was sentenced to probation for 36 months and 50 days in County Jail.

LIGHTING AND WEATHER CONDITIONS:

Darkness, dry and cool temperatures.

INVOLVED EMPLOYEES' STATEMENTS:

DEPUTY [redacted], #[redacted]

On October 3, 2017, at approximately 1046 hours, Deputy [redacted] was interviewed by IAB Sergeants Henry Ortega and Javier Azteca at the Internal Affairs Bureau. Deputy [redacted] was accompanied by her attorney, Sherry Lawrence, from the law offices of Stone and Busaulah. Precise wording may be obtained by reviewing the digitally audio recorded interview, and/or the verbatim transcripts presented under the **Transcriptions-Involved Employees**, section of the casebook.

Deputy [redacted] said on the day of the incident, she was assigned to the city of Cudahy. She was dispatched to the vicinity of [redacted] Santa Ana Street in response to a possible arson. The call said transients or gang members may have caused a fire. Deputy [redacted] said she was aware of the location and its surroundings. She said the location had been recently plagued by transients and local gang members, and the dwellings on the premises were inundated by a series of vandalisms. In fact, a property adjacent to [redacted] Santa Ana Street [redacted] had been set on fire a few weeks prior to this incident.

Deputy [redacted] said she responded to the location from the east and parked her car. When she exited her patrol car, she could smell the odor of something burning. She began investigating, and noticed a significant patch of burnt grass in the front yard of [redacted] On the ground by the scorched grass, she saw a cigarette butt, lighter and Styrofoam cup scattered on the ground. On a wrought iron fence, erected along the scorched patch of grass, was a suspicious liquid that stained one of the iron columns.

Deputy [redacted] said as she was investigating the scene, she noticed a male and female across the street. Deputy [redacted] said Deputy Pineda called over the male, who was identified as Mr. [redacted]. Mr. [redacted] complied and Deputy Pineda subsequently detained him in the backseat of a patrol car. Once he was secure, Deputy [redacted] asked the female, identified as Suspect Ruiz, over to her position, to see if she knew anything about the fire. Suspect Ruiz walked over and asked the deputies, why they were at the location. Deputy [redacted] told Suspect Ruiz they were investigating a fire. Suspect Ruiz said she tossed a cigarette in the front yard, which caused the fire. Deputy [redacted] decided to detain Suspect Ruiz pending an arson investigation.

Deputy [redacted] said she conducted a pat-down search by having Suspect Ruiz place her hands behind her back. Deputy [redacted] then gripped Suspect Ruiz's hands and proceeded to pat her down. When Deputy [redacted] neared the suspect's front waistband, Suspect Ruiz began moving her shoulders from side to side. This concerned Deputy [redacted], who thought Suspect Ruiz appeared nervous. This made Deputy [redacted] wonder if Suspect Ruiz had a weapon and did not want her to find it.

Deputy [redacted] said she instructed Suspect Ruiz to calm down as she attempted a second sweep of her front waistband. That is when Suspect Ruiz broke free, quickly turned around, and lifted her right knee up. Deputy [redacted] scrambled for Suspect Ruiz's right arm, but Suspect Ruiz moved her right arm back and fended off Deputy [redacted] with her knee.

Deputy [redacted] said, at that moment, Deputy Pineda stepped in and took hold of Suspect Ruiz's right arm. Deputy [redacted] continued to give Suspect Ruiz commands, telling her to calm down and stop moving. She failed to comply. Deputy Pineda then maneuvered Suspect Ruiz's body to face away from him. Deputy [redacted] said Deputy Pineda moved Suspect Ruiz's right arm behind her (Suspect Ruiz's) back, while she took hold of Suspect Ruiz's left arm. Deputy [redacted] was then able to place handcuffs on Suspect Ruiz's wrists. Suspect Ruiz began yelling and complaining that her right arm hurt.

Deputy Pineda radioed for an ambulance and a field supervisor. Deputy [redacted] reported her use of force to sergeant Thorn.

DEPUTY REMIN PINEDA, #[redacted]

On October 4, 2017, at approximately 1310 hours, Deputy Remin Pineda was interviewed by IAB Sergeant Henry Ortega and Sergeant Javier Azteca at the Internal Affairs Bureau office. Deputy Pineda was represented by Attorney Robin Sergi, from the Los Angeles Sheriff's Professional Association. A second interview was conducted on October 19, 2017, for follow up purposes. Deputy Pineda was again represented by Rob Sergi. Precise wording may be obtained by reviewing the digitally audio recorded interview, and/or the verbatim transcripts presented under the **Transcriptions-Involved Employees**, section of the casebook.

Deputy Pineda said on the day of the incident, he recalled responding to the location. He met the other deputies there and they began their investigation. Upon examining the area, Deputy Pineda saw a male Hispanic, later identified as Mr. [redacted], walking to the north side of Santa Ana Street. That is when Deputy Pineda also noticed a female Hispanic, later identified as Suspect Ruiz, standing on the north side of the street as well. Deputy Pineda asked the two individuals to come over to him. Both the male and female responded and were very cooperative. Deputy Pineda conducted a pat-down and article search of Mr. [redacted] with his consent. Deputy Pineda then ushered Mr. [redacted] into the backseat of a patrol car, pending further investigation.

Deputy Pineda said Suspect Ruiz walked to the south side of the street and met Deputy [redacted]. There was a brief conversation, in which Deputy Pineda was unable to hear. Deputy Pineda said he saw Deputy [redacted] begin to conduct a pat-down search of Suspect Ruiz against a patrol car that was parked along Santa Ana Street. Deputy Pineda stood a few feet away from Deputy [redacted] by the south sidewalk of the street. Suspect Ruiz, to that point, was cooperative with Deputy [redacted]

Deputy Pineda said he saw Suspect Ruiz suddenly turn around, with her arms flailing, and try to kick Deputy [redacted]. Deputy Pineda immediately responded and placed a control hold on Suspect Ruiz's right wrist, using both of his hands, and told her to place her hands behind her back. Deputy Pineda had control of Suspect Ruiz's right arm and tried placing it to the small of her back, but she continued to resist. Deputy Pineda applied pressure by leaning forward to control Suspect Ruiz. She continued to resist when he heard a "pop," and Suspect Ruiz started screaming.

Deputy [redacted] and Deputy Pineda were then able to handcuff Suspect Ruiz. Deputy Pineda immediately requested an ambulance and a supervisor to the scene. Sergeant Thorn responded to the location and that is when Deputy Pineda reported his use of force.

Deputy Pineda said he never used his fist or wrist to strike Suspect Ruiz. He heard Suspect Ruiz's arm pop when he was applying pressure to pin it against her back as she resisted.

SUSPECT STATEMENT:

ANGELICA RUIZ

On October 5, 2016, IAB Investigators Sergeant Henry Ortega and James Jordan interviewed Angelica Ruiz in the parking lot of Carl's Junior located at 4966 Florence Avenue, Bell. She was accompanied by her [redacted], [redacted]. Suspect Ruiz, who chose the location of the meeting, only agreed to an interview if her [redacted] was present. Precise wording may be obtained by reviewing the digitally audio recorded interview, and/or the verbatim transcripts presented under the **Transcriptions-Witness Interviews**, section of the casebook.

Suspect Ruiz said she was at the 99 Cent store when the deputies asked to question her. She crossed the street, and one of the deputies asked her if she knew what happened. Suspect Ruiz told the deputies, "No."

> **IAB Note:** Later during the interview, IAB investigators asked Suspect Ruiz if she told the deputies she threw a cigarette. She said she told them it was a cigar and admitted she tried blowing it out. Refer to Suspect Ruiz's transcribed interview, at the bottom of page 2.

Suspect Ruiz said a female deputy (Deputy [redacted], proceeded to "check her out." Suspect Ruiz questioned the deputy as to why she was being patted down, and Deputy [redacted] explained she (Ruiz) would be "going-in" for arson. A male deputy, described as being Hawaiian (Deputy Pineda), began calling Suspect Ruiz by the name of Daisy, and said he knew her. This upset Suspect Ruiz who began looking back toward the deputies during the pat-down search. Suspect Ruiz said Deputy Pineda then grabbed

her right arm and twisted it. He proceeded to "sock" her on the inner elbow with his right hand. She initially stated that is what caused her arm to break, but then later said it could have been when he twisted the arm, or a combination of both.

IAB Note: Suspect Ruiz demonstrated to Sergeant Ortega and Sergeant Jordan how Deputy Pineda struck her on the elbow. Using her right hand she pointed to the outer wrist, indicating that was the area of his body Deputy Pineda used to strike her. Later during the interview, describing the same event, Suspect Ruiz said Deputy Pineda struck her on the elbow with his fist.

Suspect Ruiz was transported to PIH Health Hospital in Downey and diagnosed with a fractured arm.

EMPLOYEE WITNESSES

Internal Affairs Bureau investigators interviewed the below listed personnel witnesses. The following is a summary of their interviews. For more precise wording, see attached verbatim interview transcript.

DEPUTY DEMYS AYALA, #[redacted]

On October 3, 2017, at approximately 1046 hours, Deputy Demys Ayala was interviewed by IAB Sergeant Henry Ortega and Sergeant Carmen Arballo at the Internal Affairs Bureau office. Deputy Ayala was represented by Charles Goldwasser, from the Law Offices of Charles Goldwasser. Precise wording may be obtained by reviewing the digitally audio recorded interview, and/or the verbatim transcripts presented under the **Transcriptions-Witness Interviews** section of the casebook.

Deputy Ayala said he was assigned to East Los Angeles Station and on the day of the incident, he was working in the city of Cudahy. He responded to [redacted] Santa Ana Street, Cudahy, in regard to a brush fire. Deputy Ayla said he had recently taken an arson report from the location.

He said he arrived on the east side of the location and saw smoke coming from [redacted] Deputies [redacted] Gonzalez, Pineda and he combed the area and saw a three to four foot area of grass smoldering. They also saw a male, later identified as Mr. [redacted] just west of his position, and a female, later identified as Suspect Ruiz, sitting across the street. Deputy Ayala said he and Deputy Gonzalez continued to clear the area, while Deputies Pineda and [redacted] made contact with the male and female. When Deputy Ayala was done, he walked back to the patrol cars along Santa Ana Street and saw that Mr. [redacted] had been detained in the backseat of a patrol car. Deputy Ayala also saw Deputy [redacted] detaining Suspect Ruiz, and begin to conduct a pat-down search.

Deputy Ayala said he saw Deputy [redacted] sweep the front of Suspect Ruiz's person. At that moment, Suspect Ruiz aggressively twisted her body and broke loose from Deputy [redacted] grip. Suspect Ruiz turned around and raised her knee, while facing Deputy [redacted] Deputy Ayala said it was at that point, Deputy Pineda stepped in and placed a control hold on Suspect Ruiz's right forearm and wrist. Deputy [redacted] placed a control hold on Suspect Ruiz's left arm, and they were able to face her away from them, against the patrol car. Suspect Ruiz was handcuffed moments later. Deputy Ayala never used force nor did he have any physical contact with the suspect. When Sergeant Thorn arrived, Deputy Ayala reported what he had witnessed. Sergeant Thorn asked him to write a report.

DEPUTY MARINO GONZALEZ, #[redacted]

On October 4, 2017, at approximately 1353 hours, Deputy Marino Gonzalez was interviewed by IAB Sergeant Henry Ortega and Javier Azteca at the Internal Affairs Bureau office. Deputy Gonzalez was represented by his attorney, Rob Sergi. Precise wording may be obtained by reviewing the digitally audio recorded interview, and/or the verbatim transcripts presented under the **Transcriptions-Witness Interviews** section of the casebook.

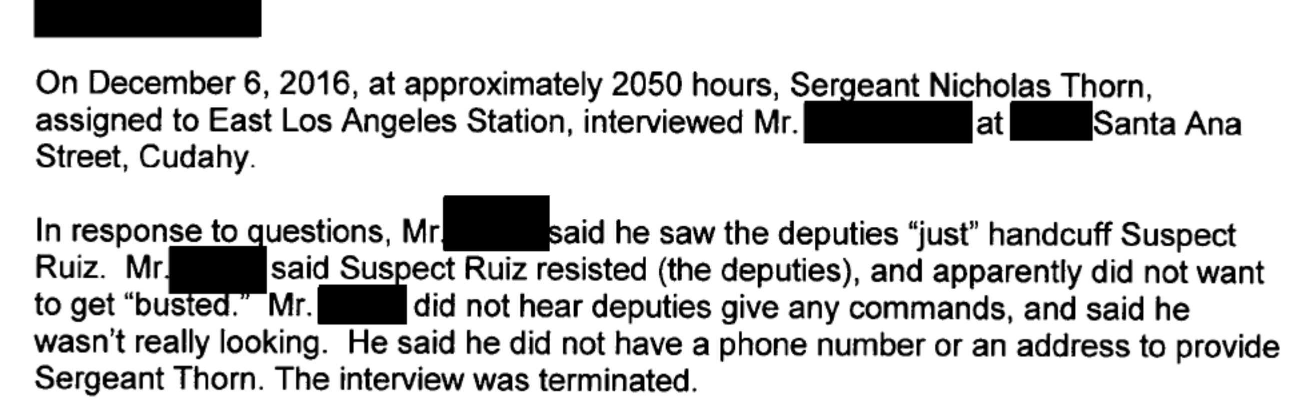
Deputy Gonzalez said he responded to the location and arrived just after the other deputies. He noticed grass was smoldering (at [redacted] then heard Suspect Ruiz ask Deputy [redacted] why the deputies were there. Deputy [redacted] replied that there was a fire. Suspect Ruiz told Deputy [redacted] she was smoking and tossed a cigarette on the grass and it caught fire. Suspect Ruiz explained that once it caught fire, she put it out. Deputy [redacted] then called Suspect Ruiz over to the south side of the street.

Deputy Gonzalez said he saw Deputy [redacted] begin to conduct a pat-down search of Suspect Ruiz, and when she began to sweep Suspect Ruiz's front waist area, Suspect Ruiz began squirming and moving around. Deputy Gonzalez said he saw Suspect Ruiz was facing Deputy [redacted] bent over with one of her knees raised. Deputy Pineda then stepped in and assisted Deputy [redacted]. A moment later, Suspect Ruiz started yelling "ow," and that she was a diabetic. Suspect Ruiz started crying, stating her right arm hurt.

Deputy Gonzalez said from his vantage point he could not see exactly what happened. He saw Deputy Pineda grab Suspect Ruiz's right arm and put it behind her, while Deputy [redacted] grabbed Suspect Ruiz's left arm. Deputy [redacted] then handcuffed the suspect.

NON-EMPLOYEE WITNESS STATEMENTS

East Los Angeles Station, Sergeant Nicholas Thorn, conducted a video-taped interview of the witness listed below. The following is a summary of his interview. For more precise wording, see attached verbatim interview transcripts.



[redacted]

On December 6, 2016, at approximately 2050 hours, Sergeant Nicholas Thorn, assigned to East Los Angeles Station, interviewed Mr. [redacted] at [redacted] Santa Ana Street, Cudahy.

In response to questions, Mr. [redacted] said he saw the deputies "just" handcuff Suspect Ruiz. Mr. [redacted] said Suspect Ruiz resisted (the deputies), and apparently did not want to get "busted." Mr. [redacted] did not hear deputies give any commands, and said he wasn't really looking. He said he did not have a phone number or an address to provide Sergeant Thorn. The interview was terminated.

MISCELLANEOUS SECTION:

During an IAB interview, Sergeant Thorn said, upon his arrival to the location, he saw a female (Suspect Ruiz) being placed in an ambulance. Sergeant Thorn said he remembered Deputies [redacted] Pineda and Ayala reporting to him they had used force during the incident. Sergeant Rios, during his IAB interview, said he took over supervisory duties, for this case, due to shift change, and relieved Sergeant Thorn in the field. It was Sergeant Rios' understanding that only Deputies [redacted] and Pineda used force during the incident. Sergeant Rios indicated that Deputy Ayala only witnessed the use of force.

Additionally, Suspect Ruiz, during her IAB interview, never mentioned a third deputy as using force upon her. Also, Deputy Ayala, during his IAB interview, denied, telling Sergeant Thorn that he was involved in the use of force. He did tell him, however, he witnessed the use of force. Refer to Deputy Ayala's supplemental report **[Exhibit A].** Next, when Sergeant Rios submitted the Mandatory Internal Affairs Bureau Notification form on December 6, 2016, he listed Deputies [redacted] and Pineda as the only deputies involved in the use of force. Refer to the Mandatory Internal Affairs Bureau Notification form in the **Miscellaneous Documents** section of this casebook.

There was no other documentation nor information to corroborate that Deputy Ayala ever used, or reported force. IAB investigators also took into account that Sergeant Thorn had limited involvement in this case; he neither approved nor authored a report, pertaining to this incident. Also, Sergeant Thorn's IAB interview took place over ten months after the incident (**Refer to Sergeant Rios' and Sergeant Thorn's transcribed interviews**).